

## DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

DECLARATION SUBMITTED WITH INITIAL FILING  
 DECLARATION SUBMITTED AFTER INITIAL FILING

Attorney docket number: 384A PCT/US  
First Named Inventor: Clackson

Application No: PCT/US99/24328  
Filing Date: October 19, 1999 (19.10.99)  
Group Art Unit:  
Examiner Name:

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am one of the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled Materials and Methods Involving Conditional Aggregation Domains, the specification of which

[X] is attached hereto.  
[ ] was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, CFR 1.56(a).

I hereby claim the benefit under Title 35, USC 119(e) of any United States provisional application(s) listed below

Appln. Ser. No. Filing Date  
60/104,752 10/19/98

I hereby claim the benefit under Title 35, USC 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, USC 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulation, 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>Appln. Ser. No.</u>	<u>Filing Date</u>	<u>Status</u>
09/174,767	10/19/98	Abandoned
09/421,104	10/19/99	Abandoned
US99/24328	10/19/99	

ARIAD 374A PCT/US  
Declaration & Power of Attorney  
Page 2

As a named inventor, I hereby appoint the following registered patent attorney and agent to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

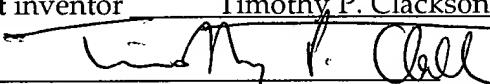
David L. Berstein, Registration No. 31,235

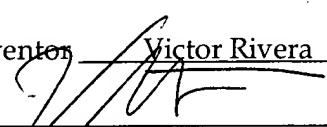
ARIAD Pharmaceuticals, Inc.  
26 Landsdowne Street  
Cambridge, Massachusetts 02139-4234  
Telephone: 617-494-0400 Ext. 266 / Facsimile: 617-494-0208

Direct all correspondence to:

David L. Berstein, Registration No. 31,235  
ARIAD Pharmaceuticals, Inc.  
26 Landsdowne Street  
Cambridge, Massachusetts 02139-4234  
Telephone: 617-494-0400 Ext. 266 / Facsimile: 617-494-0208

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Timothy P. Clackson  
Inventor's signature  Date 4/11/01  
Residence 21 Kensington Park, Arlington, MA 02476, USA  
Post Office Address Same MA  
Citizenship GB

200 Full name of second inventor Victor Rivera  
Inventor's signature  Date 4/11/01  
Residence 58 Lombard Terrace, #2, Arlington, MA 02476, USA  
Post Office Address Same MA  
Citizenship US

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) & 1.27(c))--SMALL BUSINESS CONCERN**

Docket Number (Optional)  
ARIAD 384A PCT/US

Applicant or Patentee: Timothy P. Clackson, Victor Rivera

Serial or Patent No.: Not yet assigned

Filed or Issued: herewith

Title: Materials and Methods Involving Conditional Aggregation Domains

I hereby declare that I am

the owner of the small business concern identified below:  
 an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN ARIAD Gene Therapeutics, Inc.

ADDRESS OF SMALL BUSINESS CONCERN 26 Landsdowne Street, Cambridge, MA 02139-4234

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for the purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For the purposes of this statement, (1) the number of employees of the business concern is the average of the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

the specification filed herewith with title as listed above.  
  the application identified above.  
  the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention must file separate verified statements averring to their status as small entities and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization having any rights in the invention is listed below:

no such person, concern or organization exists.  
  each such person, concern or organization is listed below.

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 128(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief and believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING David L. Bernstein

TITLE OF PERSON IF OTHER THAN OWNER Sr. Vice President - Chief Patent Counsel

ADDRESS OF PERSON SIGNING 26 Landsdowne Street, Cambridge, MA 02139-4234

SIGNATURE David L. Bernstein DATE April 13, 2001